

SECOND AMENDED

# APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... MAY 23 1990  
 Returned to applicant for correction..... JUL 02 1990  
 Corrected application filed..... AUG 20 1990  
 Map filed..... JUL 05 1990

The applicant..... Chevron USA, Inc.

P. O. Box 220....., of..... Seattle.....  
Street and No. or P.O. Box No. City or Town

Washington, 98111....., hereby make..... application for permission to appropriate the public  
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a  
 copartnership or association, give names of members.)..... Incorporated January 27, 1926, State of  
Delaware

1. The source of the proposed appropriation is..... underground  
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is..... 0.0668 (30 gallons per minute)..... second-feet  
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.....

3. The water to be used for..... Ground-water flow control  
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated.....

(b) Stockwater, state number and kinds of animals to be watered.....

(c) Other use (describe fully under "No. 12. Remarks")..... Ground-water flow control

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point from three wells located in NE¼ SW¼,  
 Section 10, T37N, R62E, MDB&M. Well 1 bears N 48° Describe as being within a 40-acre subdivision of public  
28' 53" E a distance of 4909.43 feet; Well 2 bears N 48° 40' 48" E a distance of  
 survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated. 4863.65 feet; and Well 3 bears N  
49°22'17" E a distance 4832.70 feet to the NE corner of Section 10, T37N, R62E, MDB&M.

6. Place of use..... NE¼ SW¼, Section 10, T37N, R62E, MDB&M.  
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

7. Use will begin about Jan 1..... and end about Dec 31....., of each year.  
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
 specifications of your diversion or storage works.)..... Three existing 4" dia wells, three 10 gpm  
State manner in which water is to be diverted, i.e. diversion structure, ditches and  
submersible pumps, aeration and filtration equipment and discharge pipeline  
flumes, drilled well with pump and motor, etc.

9. Estimated cost of works..... \$45,000

10. Estimated time required to construct works..... Existing 4" dia monitoring wells installed  
If well completed, describe works.  
under NDWR Waiver EV-019

11. Estimated time required to complete the application of water to beneficial use..... Not Applicable

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

This water is being pumped to improve ground-water quality by removal of hydrocarbon constituents at the direction of Nevada Division of Environmental Protection. The water will be pumped and treated by aeration and filtration and then discharged to an unnamed ditch that drains to the Humboldt River. Send copies of all correspondence to: Myron Smith, Chevron USA, Inc. P. O. Box 220, Seattle, WA 98111

By s/Richard J. Berger (Richard J. Berger)  
c/o Geraghty&Miller, Inc., 5270 Neil Rd., Ste. 101  
Reno, NV 89502

Compared..... bc/bc ..... am/se

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance for pollution control as mandated by orders issued by the Nevada Division of Environmental Protection and subsequent correspondence with said agency. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and records of this measurement shall be submitted on an annual basis. It is also understood that this right must allow for a reasonable lowering of the static water level of permittee's well due to other ground water development in the area. The well shall be equipped with a 2-inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of water granted herein at any and all times.

\* The right will cease to exist upon termination of clean up activity as determined by the Nevada Division of Environmental Protection.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to

exceed..... 0.0668 cubic feet per second, but not to exceed 15.76 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before..... March 4, 1993

Proof of completion of work shall be filed on or before..... April 4, 1993

Application of water to beneficial use shall be made on or before..... N/A

Proof of the application of water to beneficial use shall be filed on or before..... N/A \*

Map in support of proof of beneficial use shall be filed on or before..... N/A

Completion of work filed..... IN TESTIMONY WHEREOF, I R. MICHAEL TURNIPSEED, P.E.

Proof of beneficial use filed..... State Engineer of Nevada, have hereunto set my hand and the seal of my

Cultural map filed..... office, this 4th day of March

Certificate No. .... Issued..... A.D. 19 92

*[Signature]*  
State Engineer